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Attorneys for Defendants
L'ORÉAL USA, INC. and
MAYBELLINE, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AYANNA NOBLES, on behalf of herself
and others similarly situated,

Case No. 3:13-cv-01911-CRB
Hon. Charles R. Breyer

Plaintiffs,

V.

**JOINT STIPULATION TO AMEND AND
TRANSFER, AND ORDER**

L'ORÉAL USA, INC., a Delaware corporation; MAYBELLINE, LLC, a New York limited liability company dba MAYBELLINE, NEW YORK.

Defendants.

1 WHEREAS, Plaintiff Ayanna Nobles and Defendants L'Oréal USA, Inc. and Maybelline,
 2 LLC, a New York limited liability company d/b/a Maybelline, New York (collectively
 3 "Defendants") are presently named parties in the above captioned litigation; and

4 WHEREAS, on August 22, 2013, the Court ordered the parties to show cause why this action
 5 and the related action *Orshansky v. L'Oréal USA, Inc., et al.*, Case No. 3:12-cv-06342, should or
 6 should not be transferred to the United States District Court for the Southern District of New York;

7 Now, therefore, Plaintiff Ayanna Nobles and Defendants, by and through their respective
 8 counsel of record, hereby stipulate as follows:

9 1. By September 16, 2013, Plaintiff and counsel for Liat Orshansky, plaintiff in the related
 10 action *Orshansky v. L'Oréal USA, Inc., et al.*, Case No. 3:12-cv-06342, will file an amended
 11 complaint in this action, adding Ms. Orshansky as a plaintiff and omitting the currently-pleaded
 12 claims respecting the mascara products, Maybelline's Volum'Express The Falsies and L'Oréal Paris'
 13 Voluminous False Fiber Lashes, thus pleading claims only with respect to SuperStay 14HR Lipstick
 14 and SuperStay 10 Stain Gloss. Following that amendment, pursuant to 28 U.S.C. s. 1404(a), all
 15 parties consent to the transfer of this action to the United States District Court for the Southern
 16 District of New York, where an earlier-filed matter pertaining to the same products, *Leebove v.*
 17 *Maybelline, LLC*, No. 1:12-cv-07146 (S.D.N.Y.), is pending, and to which this action should be
 18 considered related upon transfer to the Southern District of New York. Plaintiff agrees that she will
 19 not oppose the consolidation of this action with the *Leebove* action once this action is transferred.

20 2. By September 16, 2013, Plaintiff and counsel for Liat Orshansky, shall file an amended
 21 complaint in *Orshansky v. L'Oréal USA, Inc., et al.*, Case No. 3:12-cv-06342, adding Ms. Nobles as
 22 a plaintiff and omitting the currently-pleaded claims respecting Maybelline's SuperStay 14HR
 23 Lipstick and SuperStay 10 Stain Gloss, and thus pleading claims only with respect to the mascara
 24 products described above. Defendants do not object to *Orshansky v. L'Oréal USA, Inc., et al.*, Case
 25 No. 3:12-cv-06342, as so amended, remaining venued in this District before this Court subject to the
 26 Court's discretion pursuant to 28 U.S.C. section 1404(a).

1 IT IS SO STIPULATED.

2 DATED: September 9, 2013.

3
4 THE TERRELL LAW GROUP

5 By: /s/ Reginald Von Terrell
Reginald Von Terrell

6 Attorneys for Plaintiff LIAT ORSHANSKY

7
8 FARELLA BRAUN & MARTEL LLP

9 By: /s/ C. Brandon Wisoff
C. Brandon Wisoff

10 DEBEVOISE & PLIMPTON LLP

11 By: /s/ Jeffrey S. Jacobson
Jeffrey S. Jacobson

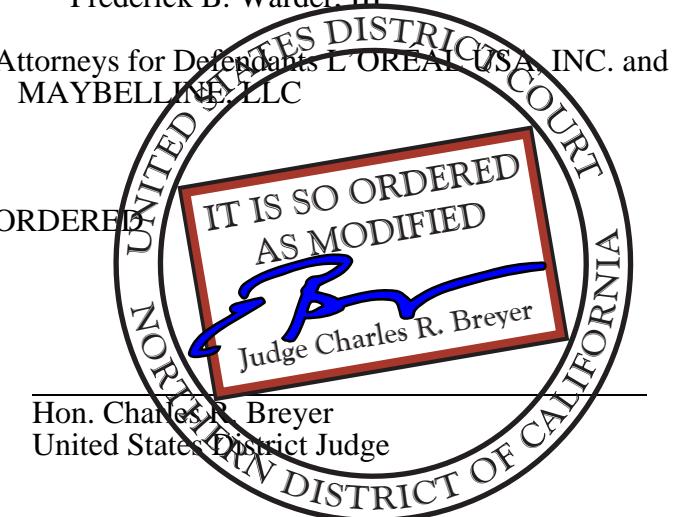
12
13 PATERSON BELKNAP WEBB & TYLER LLP

14 By: /s/ Frederick B. Warder, III
Frederick B. Warder, III

15
16 Attorneys for Defendants L'OREAL USA, INC. and
17 MAYBELLINE, LLC

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19
20 DATED: 9/10/2013



21 Hon. Charles R. Breyer
22 United States District Judge